

IN THE IOWA DISTRICT COURT IN AND FOR _____ COUNTY

Plaintiff(s),

(Name)

(Address)

(Name)

(Address)

vs

Defendant(s),

(Name)

(Address)

(Name)

(Address)

SMALL CLAIMS DIVISION

ORIGINAL NOTICE and PETITION
(action for replevin)

TO THE ABOVE-NAMED DEFENDANT(S):

YOU ARE HEREBY NOTIFIED that the plaintiff(s) demand(s) possession of property described as: (insert description)

In support of this demand the plaintiff(s) state:

1. The actual value of the property is \$ _____. (If more than one item is involved, separate values must be stated for each item.) (The total value may not exceed \$5,000.00.)

2. Plaintiff(s) is (are) entitled to immediate possession because (check one):

___ The plaintiff(s) own(s) the property; or

___ The plaintiff(s) has/have a security agreement for the property, a copy of which is attached, providing that the plaintiff(s) is/are entitled to seize possession on default, and that default(s) as follows has (have) occurred (describe the default): _____

_____;

or

___ (Other-describe with specificity) _____

_____.

3. Check One:

___ (a) The property is not in the possession of the defendant(s) under court order or judgment; or

___ (b) The property was taken by the defendant(s) under a court order or judgment but is improperly held, being exempt from such seizure because: (state basis for exemption).

4. To the best belief of the plaintiff(s) the property is being held by the defendant(s) because: (state facts constituting the defendant's(s') alleged reason for detaining the property) _____

_____.

_____.

5. The plaintiff(s) is/are entitled to damages for such retention in the amount of \$ _____, based on (state grounds of alleged damage): _____

_____.

THIS CASE HAS BEEN FILED IN A COUNTY THAT USES ELECTRONIC FILING. Therefore, unless the attached signature page contains a hearing date for your appearance, or unless you obtain an exemption from eFiling from the court, you must file your Appearance and Answer electronically.

You must register to eFile through the Iowa Judicial Branch website at <https://www.iowacourts.state.ia.us/EFile> and obtain a log in and password for the purposes of filing and viewing documents on your case and of receiving service and notices from the court.

FOR GENERAL RULES AND INFORMATION ON ELECTRONIC FILING, REFER TO THE IOWA COURT RULES CHAPTER 16 PERTAINING TO THE USE OF THE ELECTRONIC DOCUMENT MANAGEMENT SYSTEM, also available on the Iowa Judicial Branch website.

FOR COURT RULES ON THE PROTECTION OF PERSONAL PRIVACY IN COURT FILINGS, REFER TO DIVISION VI OF IOWA COURT RULES CHAPTER 16.

UNLESS YOU APPEAR by completing and filing an Appearance and Answer using the Iowa Judicial Branch Electronic Filing Interface at <https://www.iowacourts.state.ia.us/EFile> within 20 days after service of this original notice upon you, judgment will be entered against you upon plaintiff's claim together with interest and court costs.

IF YOU DENY THE CLAIM AND APPEAR by filing an Appearance and Answer using the Iowa Judicial Branch Electronic Filing Interface within 20 days after service of this original notice upon you, you will then receive electronic notification through the Iowa Electronic Document Management System of the place and time assigned for hearing.

Signature: [Name] /s/ _____
 [Law firm] _____
 [Mailing Address] _____
 [Telephone Number] _____
 [E-mail Address] _____
 [Additional E-mail Address] _____

If you require the assistance of auxiliary aids or services to participate in court because of a disability, immediately call your district ADA coordinator (information at www.iowacourts.gov/Representing_Yourself/ADAAccess). If you are hearing impaired, call Relay Iowa TTY at 1-800-735-2942.